

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1222 be amended to read as follows:

- 1 Page 4, after line 27, begin a new paragraph and insert:
- 2 "SECTION 3. IC 5-22-14-3 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. (a) A governmental
- 4 body may adopt rules to implement this chapter. The Indiana
- 5 department of administration shall adopt rules under IC 4-22-2 to
- 6 implement this chapter.
- 7 (b) The rules adopted by a governmental body must establish criteria
- 8 for determining qualifications as a small business. In establishing
- 9 criteria, the rules may use any standards established for determination
- 10 of small business status that are used by an agency of the federal
- 11 government. A governmental body may also receive assistance from the
- 12 Indiana department of commerce to establish criteria or to implement
- 13 the rules.
- 14 (c) The rules adopted by a governmental body may consider the
- 15 number of employees employed by an offeror and the dollar volume of
- 16 the offeror's business. The rules must provide that when computing the
- 17 size of an offeror, the annual sales and receipts of the offeror and all of
- 18 its affiliates must be included.
- 19 (d) The rules adopted by a governmental body must include the
- 20 following criteria:
- 21 (1) A wholesale business is not a small business if its annual sales
- 22 for its most recently completed fiscal year exceed four million
- 23 dollars (\$4,000,000).
- 24 (2) A construction business is not a small business if its average
- 25 annual receipts for the preceding three (3) fiscal years exceed four

- 1 million dollars (\$4,000,000).
2 (3) A retail business or business selling services is not a small
3 business if its annual sales and receipts exceed five hundred
4 thousand dollars (\$500,000).
5 (4) A manufacturing business is not a small business if it employs
6 more than one hundred (100) persons.
7 **(5) A targeted economic sector business in:**
8 **(A) information technology;**
9 **(B) life sciences;**
10 **(C) transportation; or**
11 **(D) logistics;**
12 **is not a small business if its annual sales exceed five million**
13 **dollars (\$5,000,000) or if it employs more than one hundred**
14 **(100) persons."**
15 Renumber all SECTIONS consecutively.
(Reference is to HB 1222 as printed February 15, 2005.)

Representative Reske